PTO/SB/17 (10-03)

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## E TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** 

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Signature

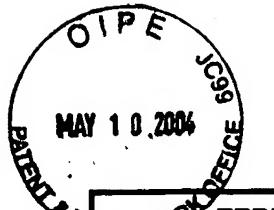
\$110.00 (\$)

Complete if Known							
Application Number	10/605,019						
Filing Date	September 2, 2004						
First Named Inventor	Inoue, et al.						
Examiner Name	Long Pham						
Art Unit	2814						
Attorney Docket No.	28569.7617						

METHOD OF PAYMENT (check all that apply)			appiy)	FEE CALCULATION (continued)								
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Deposit				1052	50	2052	25	Surcharge - late sheet	provisional	filing fee or cover		
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The Director is	s authorized to:	(check all that apply)		1812	2,520	1812	2,520	For filing a reque	est for <i>ex pa</i>	rte reexamination		
Charge fee(s) indicated below Credit any overpayments			ents	1804	920*	1804	920*		lication of SI	R prior to Examiner		
Charge any additional fee(s) or any underpayment of fee(s)			1805	1,840*	1805	1,840*	action  Requesting publ	lication of SI	R after Examiner			
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to the above-identified deposit account.				1251	110			Extension for rep	•			
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1002 340	2002 170	Design filing fee		1402	330		165	•	• •	n appeal		
1003 530	2003 265	Plant filing fee		1403		2403		Request for oral				
1004 770	2004 385	Reissue filing fee			1,510			Petition to institu				
1005 160	2005 80	Provisional filing fee		1452	110			Petition to revive				
SUBTOTAL (1) (\$)				1453	1,330	2453			etition to revive - unintentional			
2. EXTRA CLAIM FEES FOR UTILITY AND				1501	1,330	2501	665	Utility issue fee (or reissue)				
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	Fee Fee	Fee Description		8021	40	8021	40	Recording each (times number o		gnment per property		
1202 18		Claims in excess of 20		1809	770	2809	385					
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1204 86		** Reissue independent clair		1801	770	2801	385			nination (RCE)		
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**or number previously paid, if greater; For Reissues, see above				*Reduced by Basic Filing Fee Paid					SUBTO	TAL (3) (\$)	\$110.00	
SUBMITTED BY									Complete (i	f applicable)		
Name (Print/Type) Shahpar Shahpar			Registration No. (Attorney/Agent)				45,875	Telephone				
Signature S. S. J.								Date	May 5 , 2004			

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## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number (Optional)

REJECTION OVER A PRIOR PATENT 28569.7617 In re Application of: Kaoru Inoue, et al. Application No.: 10/605,019 Filed: September 2, 2003 For: Semiconductor Device Matsushita Electric Industrial The owner\*, Co., Ltd. percent interest in the instant application , of <u>100</u> hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. xxxxxxxx 6,639,255 . The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. The undersigned is an attorney or agent of record. Signature 05/11/2004 STEUMEL1 00000013 10605019 Michael K. Kelly, Reg. No. 32,848 01 FC:1814 110.00 OP Typed or printed name (602) 382-6291 Telephone Number M

Terminal disclaimer fee under 37 CFR 1.20(d) included.

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\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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